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June 30, 2008

ECF: \_\_\_\_

Via ECF and U.S. Mail  
Judge Denny Chin  
United States District Court  
Southern District of New York  
Room 1020  
500 Pearl Street  
New York, NY 10007-1312

**Re: Sandoval Canela v. The Tire Depot, Inc., et al., 07CV6797**

Dear Judge Chin:

I represent defendant above-referenced. As the Court is aware, defendant has not filed its answer to the complaint and pursuant to my second application for enlargement granted by the Court on June 19, 2008, the answer is due today.

I regret that the case could not be settled. In addition, I must now apply to withdraw as defendant's legal counsel due to differences that cannot be resolved. I have had considerable difficulty reaching my client and receiving return calls within a reasonable time. He has indicated that he is operating under severe financial difficulties and this has made it impossible for me to prepare and mount a professional and powerful defense, with all of the many costs and expenses that entails, in my opinion as a seasoned trial attorney. I have advised that he retain new counsel immediately, because I do not wish to burden this Court, which I admire and respect, or to prejudice plaintiff's counsels with whom I have had the pleasure to work. I understand as of this afternoon, that defendant intends to retain new counsel.

Accordingly, I ask that the Court grant my application with no further action on my part, and to afford Mr. Sanchez and Tire Depot the time to have new counsel appear.

Thank you.

Respectfully,

  
RUTH M. POLLACK (RP1407)

RMP: lb

Cc: Jose A. Juarez

Armando Juarez

Helen F. Dalton, Esq. & Assoc. Via ECF and Mail

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